

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION**

SPH AMERICA, LLC,
a Virginia company,

Plaintiff,

v.

FOLEY & LARDNER LLP,
a Wisconsin partnership,

Defendant.

Civil Action No. 1:09CV945 LMB/IDD

NOTICE OF DISMISSAL

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), Plaintiff SPH America, LLC voluntarily dismisses, without prejudice, its claims against Defendant Foley & Lardner LLP.

In support thereof, Plaintiff states that no answer or motion for summary judgment has been filed by the defendant.

Dated: September 28, 2009

Respectfully submitted,

/s/ K. Kevin Mun
K. Kevin Mun (VA Bar No. 73247)
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Attorney for Plaintiff SPH America, LLC

CERTIFICATE OF SERVICE

I hereby certify that on the 28th day of September, 2009, I electronically filed the foregoing NOTICE OF DISMISSAL with the Clerk of Court using the CM/ECF system.

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